W.P. (crl) No. 568 (MB) of 2005

Hon'ble P.C. Verma, J.

Hon'ble B.C. Kandpal, J.

Learned G.A. made a statement at bar that the chargesheet in this has been prepared and sanction has been obtained. This preparation of chargesheet itself shows that the credible material is available against the petitioner, therefore, the interim order dated 09.06.2005 is discharged.

Learned counsel for the petitioner insisted that the petition should be heard on merit for hearing of the proceedings.

Since the learned G.A. has made a statement at bar that the chargesheet has been prepared and sanction has been obtained, therefore, it is not a fit case in which the proceedings can be quashed. If the petitioner is aggrieved by the submission of the chargesheet, he has the remedy under the Cr.P.C. he may avail that after the submission of the chargesheet.

The writ petition is dismissed accordingly.

(B.C.K., J.) **(P.C.V., J.)**

31.03.2006

ASWAL